



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Bernd RIEDL et al.

Confirmation No.: 6634

Serial No.: 10/042,203

Examiner: Rita J. Desai

Filed: January 11, 2002

Group Art Unit: 1625

Title: **Ω -CARBOXYARYL SUBSTITUTED DIPHENYL UREAS AS RAF KINASE INHIBITORS**

Declaration under 37 CFR § 131

MAIL STOP NON FINAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

We, the undersigned, being duly warned declare that:

We are co-inventors named in the above-identified application.

We are co-inventors of subject matter disclosed in US PROVISIONAL APPLICATION NUMBER 60/115,877, filed on January 13, 1999.

We have reviewed claims 68 and 122-137 now pending in the above application and we believe we are the co-inventors of the subject matter of claims 128-130 therein.

As evidenced by compound numbers 42, 43 and 98 within the tables of US PROVISIONAL APPLICATION NUMBER 60/115,877, filed on January 13, 1999, we invented these compounds at least as early as January 13, 1999.

Any description of the subject matter of claims 128-130 within the following applications, assigned to the same assignee as the present invention, is a description of our invention.

US 60/115,878, FILED 01/13/1999;

US 60/115,877, FILED 01/13/1999;

US 9/257,265, FILED 02/25/1999;

US 09/257,266, FILED 02/25/1999;

US 09/425,228, FILED 10/22/1999;

US 09/425,229, FILED 10/22/1999;

PCT/US 00/00768, FILED 01/13/2000;
PCT/US 00/00648, FILED 01/13/2000;

US 09/722,418, FILED 11/28/2000;

US 09/758,266, FILED 01/12/2001;
US 09/758,548, FILED 01/12/2001;
US 09/758,549, FILED 01/12/2001;
US 09/773,659, FILED 02/02/2001;
US 09/773,675, FILED 02/02/2001;
US 09/773,672, FILED 02/02/2001;
US 09/773,658, FILED 02/02/2001;
US 09/773,604, FILED 02/02/2001;
US 09/777,920, FILED 02/07/2001;
US 09/889,227, FILED 07/12/2001;
US 09/907,970, FILED 07/19/2001;
US 09/948,915, FILED 09/10/2001;
US 09/993,647, FILED 11/27/2001;
US 60/334,609, FILED 12/03/2001;

US 10/042,226, FILED 01/11/2002;
US 10/071,248, FILED 02/11/2002;
US 60/354,950, FILED 02/11/2002;
US 60/354,937, FILED 02/11/2002;
US 10/086,417, FILED 03/04/2002
US 10/308,187, FILED 12/03/2002;

PCT/US 02/03361, FILED 02/07/2002;
PCT/US 02/38439, FILED 12/03/2002;

US 10/361,358, FILED 02/11/2003;
US 10/361,859, FILED 02/11/2003;
US 60/471,735, FILED 05/20/2003;
US 60/489,102, FILED 07/23/2003;
US 10/659,639, FILED 09/11/2003
US 60/520,399, FILED 11/17/2003;

PCT/US 03/04103, FILED 02/11/2003;
PCT/US 03/04109, FILED 02/11/2003;

US 60/536,734, FILED 01/16/2004;
US 60/540,326, FILED 02/02/2004;
US 60/556,062, FILED 03/25/2004;
US 10/848,567, FILED 05/19/2004;
US 10/895,985, FILED 07/22/2004;

US 60/604,752, FILED 08/27/2004;
US 60/604,753, FILED 08/27/2004;

PCT/US 04/15655, FILED 05/19/2004;
PCT/US 04/15653, FILED 05/19/2004;
PCT/US 04/23500, FILED 07/22/2004;

US 60/658,827, FILED 03/07/2005 AND
US 60/731,277, FILED 10/31/2005.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Bernd Riedl, Date

Jacques Dumas, Date

Uday Khire, Date

Timothy B. Lowinger Date

William J. Scott Date

Roger A. Smith Date

Jill E. Wood Date

Mary –Katherine Monahan Date

Reina Natero Date